

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND  
BALTIMORE DIVISION**

**JAMES T. BUECHLER,** \*  
*individually and on behalf of all*  
*others similarly situated,* \*

*Plaintiff,* \*

v. \* Case No.: 1:09-cv-2948

**KEYCO, INC., doing business as** \* **(Quarles, J.)**  
**RECKLESS RIC'S** \*

and \*

**JOHN DOE 1 thru 10,** \*

*Defendants.*

\* \* \* \* \* \* \* \* \* \* \* \*

**JOINT MOTION FOR PRELIMINARY APPROVAL  
OF CLASS ACTION SETTLEMENT**

The Parties to this matter, by and through their undersigned counsel, respectfully move this Court for an Order preliminarily approving the terms of a proposed class action settlement; approving the form and method of providing notice of the settlement to the class; and scheduling a final hearing regarding the settlement. In support of this Motion, the Parties aver as follows:

1. After arms-length negotiations, the Parties have reached a proposed settlement of this putative class action. On or about November 3, 2010, the Parties

executed a Class Action Settlement Agreement (“Settlement Agreement” or “Settlement”), a copy of which is attached hereto as **Exhibit 1**.

2. Consistent with the Memorandum of Law filed herewith, the Parties respectfully request that the Court sign the proposed Order preliminarily approving the terms of a proposed class action settlement; approving the form and method of providing notice of the settlement to the class; and scheduling a final hearing regarding the settlement.

WHEREFORE, the Parties hereby move this Court for an Order (1) preliminarily approving the terms of the Settlement as set forth in the Settlement Agreement; (2) approving the form of notice and the method of providing notice of the Settlement to the Class as set forth in the Settlement Agreement, and directing that said form of notice be provided to Class Members in that manner; and (3) scheduling a Final Settlement Hearing at which the request for final approval of the proposed Settlement, Plaintiff’s Counsel’s application for an award of attorneys’ fees and costs, and for the entry of the Final Judgment and Order will be considered. A proposed Order Preliminarily Approving the Class Settlement, Directing the Issuance of Notice to the Class and Scheduling a Settlement Hearing is attached to the Settlement Agreement as Exhibit A.

Respectfully Submitted,

<u>/s/ E. David Hoskins</u> E. David Hoskins, Bar No. 06705 LAW OFFICES OF E. DAVID HOSKINS, LLC 2 Hamill Road, Suite 362 Baltimore, Maryland 21210 <a href="mailto:dhoskins@hoskinslaw.com">dhoskins@hoskinslaw.com</a>	<u>/s/ Eric Pelletier</u> Eric Pelletier OFFIT KURMAN, P.A. 4800 Montgomery Lane, 9th Floor Bethesda, Maryland 20814 <a href="mailto:epelletier@offitkurman.com">epelletier@offitkurman.com</a>
<i>Counsel for Plaintiff</i>	<i>Counsel for Defendant</i>

**CERTIFICATE OF SERVICE**

This is to certify that I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system which will send notification and a copy of such filing to the following:

Eric Pelletier  
OFFIT KURMAN, P.A.  
4800 Montgomery Lane, 9th Floor  
Bethesda, Maryland 20814  
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This 5th day of November, 2010.

/s/ E. David Hoskins

E. David Hoskins